IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

WRIT PETITION NO.442 OF 2005

WITH

WRIT PETITION NO.443 OF 2005

W.P.442/05 :

Mill Mazdoor Sabha. ...Petitioner.

Vs.

V.D.Indulkar & Ors. ...Respondents.

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W.P.443/05 :

Mill Mazdoor Sabha. ...Petitioner.

Vs.

Vasudeo Ambre & Ors. ...Respondents.

....

Mr.R.V.Paranjape for the Petitioners.

Mr.Neel Helekar for the Respondents.

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CORAM : DR.D.Y.CHANDRACHUD, J.

February 22, 2005.

P.C. :

The workmen were terminated on 28th February 1981. The reference has a chequered history and is of the year 1981. The Labour Court answered the preliminary issue as to whether the employer is an industry and has held it to be an industry within the meaning of Section 2(j) of the Industrial Disputes Act, 1947. The Labour Court has also held that the two employees were workmen within the meaning of Section 2(s) of the Act. Having regard particularly to the antiquity of the dispute the interference of this Court is not warranted at the present stage. It is needless to add that after the reference is finally disposed of, it would be open to the aggrieved party to challenge the final award on all counts. Hence, the Petitions are rejected. The Labour Court is requested to expedite the disposal of the reference and to endeavour to do so on or before 30th June 2005.

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